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25 Attorneys for Plaintiff and Counter-claim  
26 Defendant AUGME TECHNOLOGIES, INC.

27 [Complete list of counsel on signature page]

28  
17 **UNITED STATES DISTRICT COURT**  
18  
19 **NORTHERN DISTRICT OF CALIFORNIA**  
20  
21 **SAN FRANCISCO DIVISION**

22 AUGME TECHNOLOGIES, INC.,

23 CASE NO. C 09-5386 JCS

24 Plaintiff,

25 **STIPULATION AND [PROPOSED]  
26 ORDER ENLARGING TIME FOR THE  
27 PARTIES' JOINT CLAIM  
28 CONSTRUCTION, PRE-HEARING  
STATEMENT, AND CLAIM  
CONSTRUCTION DISCOVERY**

v.

22 YAHOO! INC.,

23 Defendant.

24  
25 AND RELATED COUNTERCLAIMS

26 Hon. Joseph C. Spero

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1 Pursuant to Civil Local Rules 6-1(b), 6-2, and 7-12, the parties, through their undersigned  
2 counsel, hereby stipulate, subject to the Court's approval, as follows:

3 WHEREAS, THIS ACTION WAS FILED ON November 16, 2009 (Docket No. 1);

4 WHEREAS, this action was reassigned to the Honorable Joseph C. Spero on April 20,  
5 2010 (Docket No. 45);

6 WHEREAS, the Court entered a Case Management and Pretrial Order on May 12, 2010  
7 ("CMC Order") (Docket No. 50);

8 WHEREAS, the CMC Order required the parties to file a Joint Claim Construction and  
9 Pre-hearing Statement pursuant to Patent L.R. 4-3 on November 12, 2010;

10 WHEREAS, the CMC Order required the parties to complete Claim Construction  
11 Discovery on December 13, 2010;

12 WHEREAS, on October 26, 2010, the Court granted the parties' first stipulated request to  
13 extend the date for filing their Joint Claim Construction and Pre-hearing Statement, by three  
14 weeks, to December 3, 2010 (Docket No. 67);

15 WHEREAS, on December 3, 2010, the Court granted in part Defendant's Motion to  
16 Extend Case Management Schedule so that the Joint Claim Construction and Pre-Hearing  
17 Statement pursuant to Patent L.R. 4-3 shall be due by March 4, 2011, and Claim Construction  
18 Discovery shall be completed by March 14, 2011 (Docket No. 85);

19 WHEREAS, the parties have stipulated to extend the date for filing the Joint Claim  
20 Construction and Pre-Hearing statement pursuant to Patent L.R. 4-3 by two weeks, to March 18,  
21 2011;

22 WHEREAS, the parties have stipulated to extend the date to complete Claim Construction  
23 Discovery by two weeks, to March 28, 2011;

24 WHEREAS, the parties have agreed that no other scheduled dates in this action will be  
25 changed due to this extension;

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1 THEREFORE, for the reasons set forth more fully in the accompanying declaration of  
2 Gregory S. Bishop, the parties request the entry of an order extending (1) the deadline for filing  
3 the Joint Claim Construction and Pre-Hearing statement pursuant to Patent L.R. 4-3 by two weeks,  
4 to March 18, 2011, and (2) the date to complete Claim Construction Discovery by two weeks, to  
5 March 28, 2011.

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1 Dated: February 25, 2011

2 Respectfully submitted,

3 By: /s/ Gregory S. Bishop

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1 Dated: February 25, 2011

Respectfully submitted,

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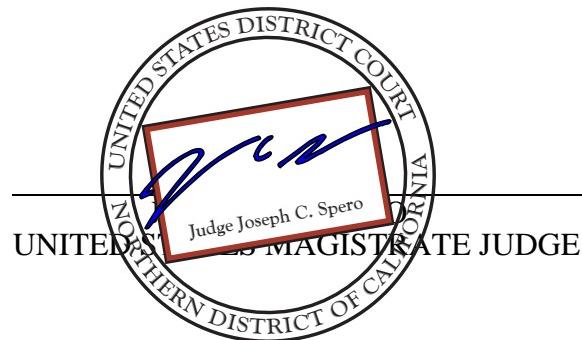
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16 Attorneys for Defendant and Counterclaim  
17 Plaintiff YAHOO! INC.

18 [PROPOSED ORDER]

19 PURSUANT TO STIPULATION, IT IS SO ORDERED.

20 Date: Feb. 28, 2011



## **GENERAL ORDER 45 ATTESTATION**

I, Gregory S. Bishop, am the ECF User whose ID and Password are being used to file this

**STIPULATION AND [PROPOSED] ORDER ENLARGING TIME FOR THE PARTIES' JOINT CLAIM CONSTRUCTION, PRE-HEARING STATEMENT, AND CLAIM CONSTRUCTION DISCOVERY**

In compliance with General Order 45, X.B., I hereby attest that Daniel P. Muino has concurred to its filing.

Dated: February 25, 2011

/s/ Gregory S. Bishop  
Gregory S. Bishop